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*January 17, 2006*

DATE

Attorney Docket No.: P51355

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Douglas P. NESTA

Serial No.: 10/519,033

International Appn. No. PCT/US03/20751

Filed: July 2, 2003

For: "A Novel Stable Formulation"

**RESPONSE TO NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR  
PATENT APPLICATIONS CONTAINING NUCLEOTIDE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES**

This letter is in response to the "Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures" (hereinafter referred to as the "Notice"), mailed on November 23, 2005, which indicated that application did not contain a statement or computer readable diskette for the submitted Sequence Listing. A copy of the Notice is enclosed.

Enclosed is a copy of the Sequence Listing as well an exact copy on a properly formatted computer readable diskette. No new matter has been added. A Statement to Support Filing and Submission in Accordance with 37 CFR 1.821 through 1.825 is also enclosed.

**PETITION FOR EXTENSION OF TIME**

Applicants hereby petition for an extension of time for response from the date of the Examiner's action as needed, the fee being as follows:

( X ) one month extension..... \$ 120

Please charge \$120.00 to Deposit Account No. 19-2570.

The U.S. Patent and Trademark Office may charge any additional fees under 37 CFR 1.16 or 1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 19-2570. Also, should the Patent and Trademark Office determine that the fee calculated in the above extension petition is not deemed sufficient to have this response considered as being timely filed, this constitutes a petition for extension of time for the minimum period to effect timely filing, and the Commissioner is authorized to debit any necessary fee to said deposit account.

02/27/2006 MKAYPAGH 00000106 192570 10519033

01 FC:1251 120.00 DA

Respectfully submitted,

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**U.S. APPLICATION NUMBER NO.**

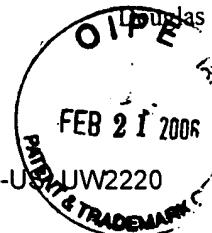
10/519,033

**2005 NOV 29 A 11:58**

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**ATTY. DOCKET NO.**

P51355

**INTERNATIONAL APPLICATION NO.**

PCT/US03/20751

**I.A. FILING DATE**

07/02/2003

**PRIORITY DATE**

07/02/2002

**CONFIRMATION NO. 6961**

**371 FORMALITIES LETTER**



\*OC000000017509264\*

Date Mailed: 11/23/2005

**NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS  
CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- **For Rules Interpretation, call (571) 272-0951**
- **For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.**
- **Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed

to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

KAREN M WILLIAMS

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Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/519,033	PCT/US03/20751	PS1355

FORM PCT/DO/EO/922 (371 Formalities Notice)